

AMENDED IN ASSEMBLY APRIL 1, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2193

**Introduced by Assembly Member Maddox Members Maddox and
Daucher**

February 20, 2002

~~An act to amend Section 818.6 of the Government Code, relating to public entity liability. An act to add Section 6503.1 to the Government Code, relating to fire protection.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2193, as amended, Maddox. ~~Public entity liability—Fire protection: joint powers agencies.~~

The existing Joint Exercise of Powers Act authorizes 2 or more public agencies, by agreement, to jointly exercise common powers.

This bill would provide that when property tax revenues of Orange County are allocated by that county to an agency formed for the purpose of providing fire protection pursuant to the act, those funds may only be appropriated for expenditure by that agency for fire protection purposes, as defined.

~~Existing law provides that a public entity is not liable for injury caused by its failure to make an inspection, or by reason of making an inadequate or negligent inspection, of any property, other than as specified, for the purpose of determining whether the property complies with or violates any enactment or contains or constitutes a hazard to health or safety.~~

~~This bill would specify that this provision also applies to an agent of the public entity.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1.—Section 818.6 of the Government Code is~~
2 ~~SECTION 1. Section 6503.1 is added to the Government~~
3 ~~Code, to read:~~
4 ~~6503.1. (a) When property tax revenues of a county of the~~
5 ~~second class are allocated by that county to an agency formed for~~
6 ~~the purpose of providing fire protection pursuant to this chapter,~~
7 ~~those funds may only be appropriated for expenditure by that~~
8 ~~agency for fire protection purposes.~~
9 ~~(b) As used in this section, “fire protection purposes” means~~
10 ~~those purposes directly related to, and in furtherance of, providing~~
11 ~~fire prevention, fire suppression, emergency medical services,~~
12 ~~hazardous materials response, ambulance transport, disaster~~
13 ~~preparedness and rescue services.~~
14 ~~amended to read:~~
15 ~~818.6.—A public entity, or agent thereof, is not liable for injury~~
16 ~~caused by its failure to make an inspection, or by reason of making~~
17 ~~an inadequate or negligent inspection, of any property, other than~~
18 ~~its property, as defined in subdivision (c) of Section 830, for the~~
19 ~~purpose of determining whether the property complies with or~~
20 ~~violates any enactment or contains or constitutes a hazard to health~~
21 ~~or safety.~~

